## NOV 1 4 2005

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Examiner: I.

I. Hamilton

W. Aichele

Application No.: 10/077,578

Art Unit: 3724

Filed:

February 14, 2002

For: CUTTING DEVICE AND CUTTING TOOL

**CERTIFICATE OF MAILING** 

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS FIRST CLASS MAIL, POSTAGE PREPAID, IN AN ENVELOPE ADDRESSED TO MAIL STOP RCE, COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA. 22313-1450 ON: NOVEMBER 9, 2005.

BY: CAROL PRENTICE

Mail Stop RCE Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

## PETITION AND FEE FOR EXTENSION OF TIME UNDER 37 C.F.R. 1.136(a)

Applicant hereby requests a two-month extension of time to respond to the Office Action dated June 16, 2005 in the above-identified U.S. patent application. A previous extension of time was obtained and the extension fee in the amount of \$120 was paid on October 14, 2005. Since the Applicant is a small entity, the extension fee paid on October 14, 2005 was inadvertently paid as a large entity. A check in the amount of \$105.00 to cover the balance of the extension fee for a small entity (\$225 less the \$120 paid on October 14, 2005) is enclosed.

A Request for Continued Examination (RCE) and an Amendment in response to the outstanding Office Action is being filed simultaneously herewith.

The Commissioner is hereby authorized to charge any deficiency in the payment of the required fee(s) or credit any overpayment to Deposit Account No. 50-0625.

Respectfully submitted,

Barry R. Lipsitz

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